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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

★ FEB 13 2018 ★

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MITSUBISHI MOTORS NORTH AMERICA,
INC.,

LONG ISLAND OFFICE

Case No.: _____

Plaintiff,

ORDER TO SHOW CAUSE

v.

GRAND AUTOMOTIVE, INC. d/b/a PLANET
MITSUBISHI,

CV18 0814

Defendant.

FEUERSTEIN, J.

LOCKE, M. J.

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PLEASE TAKE NOTICE that upon the accompanying Declaration of John McElroy, together with Exhibits A through D annexed thereto, sworn to on February __, 2018; the Declaration of Edward F. Maluf, together Exhibits A and B annexed thereto, sworn to on February __, 2018; the Memorandum of Law in Support of Mitsubishi Motors North America, Inc.'s Motion for a Temporary Restraining Order and Preliminary Injunction; and upon the Complaint herein, it is:

ORDERED, that the above named Defendant Grand Automotive, Inc. d/b/a Planet Mitsubishi ("Defendant") show before this Court, at Room __, United States Courthouse, located at 100 Federal Plaza, Central Islip, New York 11722, on February __, 2018 at ____ AM/PM, why an order should not be issued pursuant to Federal Rule of Civil Procedure 65(a) enjoining Defendant, including its subsidiaries, affiliates, officers, directors, employees, and all others acting in concert with each and all of them, during the pendency of this action, from (a) utilizing any Mitsubishi trade name, trademark, or trade dress at 306 Main

~~Street, Hempstead, New York 11550 (the "Main Street Location"), and (b) operating a~~
Mitsubishi dealership at the Main Street Location, except that Defendant may sell used motor vehicles at the Main Street Location.

IT IS FURTHER ORDERED, pursuant to Federal Rule of Civil Procedure 65(b), pending the determination of Plaintiff's motion for preliminary injunctive relief, Defendant, including its subsidiaries, affiliates, officers, directors, employees, and all others acting in concert with each and all of them, **IS TEMPORARILY RESTRAINED** from:

(a) utilizing any Mitsubishi trade name, trademark, or trade dress at the Main Street Location; and

(b) operating a Mitsubishi dealership at the Main Street Location, except that Defendant may sell used motor vehicles at the Main Street Location.

IT IS FURTHER ORDERED that service of this Order to Show Cause, together with the papers upon which it was granted, shall be deemed good and proper if delivered to the office of Defendant's counsel on or before ____ o'clock on the ____ day of ____, 2018.

IT IS FURTHER ORDERED that any papers in opposition to the application for a preliminary injunction shall be served on counsel for Plaintiff and filed with this Court so as to be received on or before ____ o'clock on the ____ day of ____, 2018.

Dated: Central Islip, New York
February __, 2018

Time: _____

United States District Judge
Eastern District of New York

Declined to Sign
2 *SJF/J.R.*